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Dkt. No. 01776/1200580-US1

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Masaru Kobayashi

Serial No.:

Not yet assigned

Filed:

Concurrently Herewith

For:

LIGHTWEIGHT BEARING AND WAVE GEAR DRIVE

December 3, 2003

## INFORMATION DISCLOSURE STATEMENT

MS Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This Information Disclosure Statement is submitted in accordance with 37 C.F.R. 1.97, 1.98, and it is requested that the information set forth in this statement and in the listed documents be considered during the pendency of the \{W:\01776\1200580-us1\00096046.DOC \( \begin{array}{c} \begin{ar

above-identified application, and any other application relying on the filing date of the above-identified application or cross-referencing it as a related application.

- 1. This IDS should be considered, in accordance with 37 C.F.R. 1.97, as it is filed: (Check one of the boxes A-D)
  - [X]A. Within three months of the filing date of the above-identified national application or within three months of the entry into the national stage of the above-identified international application.
  - [] B. before the mailing date of a first office action on the merits, or a first office action after filing a request for continued examination.
  - [] C. after (A) and (B) above, but before the mailing date of a final rejection, a notice of allowance, or any other action that closes prosecution, and Applicants have made the necessary statement in box "i" below or paid the necessary fee in box "ii" below.

(check one of the boxes "i" and "ii" below:)

· 1, .

- [] i. Counsel states that, upon information and belief, each item of information listed herein was either (a) cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS; or (b) was not cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of undersigned after making reasonable inquiry, was not known to any individual designated in 1.56(c) more than three months prior to the filing of this IDS.
- [] ii. A check for the fee set forth in 1. 17(p), presently believed to be \$180, is enclosed.
- [] D. after (A), (B) and (C) above, but before payment of the issue fee: Counsel states that, upon information and belief, each item of information listed herein was either (i) cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the IDS; or (ii) was not cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the undersigned after making reasonable inquiry, was not known to any individual designated in 1.56(c) more than three months prior to the filing of this IDS.
  - [] i. A check for the fee set forth in 1.17 (p), presently believed to be \$180, is enclosed.

PTO/SB/08A) of consideration by t hereto. A copy of (check boxe [] A.	dance with 37 C.F.R. 1.98, this IDS includes a list (e.g., form all patents, publications, or other information submitted for the office, either incorporated into this IDS or as an attachment each document listed is attached, except as explained below. S A and/or B and fill in blanks, if appropriate.)  Document(s) is (are) deemed substantially cumulative to document(s), and, in accordance with 1.98(c), only a copy of each of the latter documents is enclosed Certain documents were previously cited by or submitted to the Office in the following prior applications, which are relied upon under 35 U.S.C. 120:
	10/150,962 filed May 21, 2002
892 and PTO- 144 listing these docum	s these documents by attaching hereto copies of the forms PTO-9 from the files of the prior application(s) or a fresh PTO/SB/08A nents, and request that they be considered and made of record in .98(d). Per 37 CFR 1.98(d), copies of these documents need not
be filed in this app	
[] 3. Docum	nent Nos are not in the English language. In
accordance with 1	.98(c), Applicant states:
[]	An English translation of each document (or of the pertinent portions thereof), or a copy of each corresponding English-language patent or application is enclosed.
[]	A concise explanation of the relevance of document(s) is found in the attached search report (see MPEP § 609 A(3)x).
[]	A concise explanation of the relevance of document(s)  is set forth as follows: [Insert concise explanation of relevance]
[]	A concise explanation of the relevance of document(s) can be found on pages of the specification.
[]	A concise explanation of document(s) can be found on the attached sheet

[] 4. No explanation of relevance is necessary for documents in the English language (see MPEP § 609 A(3)).

[] 5. Other information being provided for the examiner's consideration follows:

6. In accordance with 37 C.F.R. 1.97(g) and (h), the filing of this IDS should not be construed as a representation that a search has been made or that information cited is, or is considered to be, material to patentability as defined in §1.56 (b), or that any cited document listed or attached is (or constitutes) prior art. Unless other-wise indicated, the date of publication indicated for an item is taken from the face of the item and Applicant reserves the right to prove that the date of publication is in fact different.

## CROSS REFERENCE UNDER 37 C.F.R. §1.78 TO RELATED APPLICATIONS

Pursuant to 37 C.F.R. § 1.78, Applicant notes that the above-identified patent application is a divisional application of the following U.S. Patent Application:

(1) U.S. Patent Application Serial No 10/150,962, filed May 21, 2002. Early and favorable consideration is earnestly solicited.

Respectfully submitted,

December 3, 2003

Evan M. Bundis Registration No. 46,587

Attorney/Agent for Applicant

Evan M Bundes

DARBY & DARBY P.C. 805 Third Avenue New York, N.Y. 10022 (212) 527-7700

PTO/SB/08a/b (08-03)
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Substitute for form 1449A/B/PTO			-	Complete if Known		
INFORMATION DISCLOSURE				Application Number	Not Yet Assigned	
				Filing Date	Concurrently Herewith	
S	STATEMENT BY APPLICANT			First Named Inventor	Masaru Kobayashi	
				Art Unit	N/A	
(Use as many sheets as necessary)			necessary)	Examiner Name	Not Yet Assigned	
Sheet	1	of	1	Attorney Docket Number	01776/1200580-US1	

U.S. PATENT DOCUMENTS					
Examiner	634-	Document Number	Publication Date	Name of Patentee or	Pages, Columns, Lines, Where
Examiner Cite Initials* No.1	Number-Kind Code <sup>2</sup> ( if known)	MM-DD-YYYY	Traine or Lateriace of	Relevant Passages or Relevant Figures Appear	

	FOREIGN PATENT DOCUMENTS					
Examiner Initials*	Cite No.1	Foreign Patent Document  Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Τ <sup>6</sup>
	BA**	JP-09-250608	09-22-1997	Harmonic Drive System Ind., Co., Ltd.	_	
	BB**	JP-09-303496	11-25-1997	Harmonic Drive System Ind., Co., Ltd.		

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. \*\*CITE NO.: Those patent(s) or publication(s) which are marked with an double asterisk (\*\*) next to the Cite No. are not supplied because they were previously cited by or submitted to the Office in a prior application relied upon in this application for an earlier filing date under 35 U.S.C. 120. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

<u></u>		NON PATENT LITERATURE DOCUMENTS	
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²
-	CA**	Patent Abstracts of Japan for JP09-250608 published on September 22, 1997.	
	CB**	Patent Abstracts of Japan for JP09-303496 published on November 25, 1997.	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. \*\*CITE NO.: Those patent(s) or publication(s) which are marked with an double asterisk (\*\*) next to the Cite No. are not supplied because they were previously cited by or submitted to the Office in a prior application relied upon in this application for an earlier filing date under 35 U.S.C. 120.

Applicant's unique citation designation number (optional). <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.

{W:\017	Date Considered	
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